

1st and 2nd times and referred to Judiciary Committee.

Mr. Maxey introduced a bill for the relief of Robert Price. Read 1st and 2nd times and referred to Committee on Judiciary.

Mr. Moore of Davis introduced a bill to amend the 1st, 2nd and 3rd sections of an act to punish persons who evade or assist in evading the conscript laws. Read 1st and 2nd times and referred to Judiciary Committee.

A bill to amend the 4th Section of an act relating to the descent and distribution of estates with report of Judiciary Committee recommending that it do not pass. Read 2nd time and reported adopted.

The report of Judiciary Committee on the resolution relative to stopping interest on debts where Confederate money is tendered in payment was adopted as the sense of the Senate on the question.

A bill to regulate continuances in civil and criminal suits with report of Judiciary Committee recommending a substitute. Read 2nd time and the substitute adopted.

Mr. Harcourt offered the following amendment: "Section 2, That during the present war civil causes pending in the District Courts may be continued without prejudice upon suggestion that the parties or their witness are absent in the military service." Adopted.

Mr. Parsons offered the following amendment: "After the word 'Material' insert 'and that he knows of no other witness by whom he can prove the same facts'."

On Mr. Lea's motion the further consideration of the subject was postponed until tomorrow morning at 11 o'clock.

The Senate then adjourned until 10 o'clock A. M. tomorrow.

Senate Chamber, Wednesday,
November 11, 1863

10 o'clock A. M.

Senate met, prayer by the Chaplain, roll called, quorum present. The journal of yesterday was read and adopted.

Mr. Harcourt, Chairman of the Judiciary Committee, on their behalf reported the bill to further regulate proceedings in the Supreme Court and recommended its passage. The following report was also present: "The Judi-

ciary Committee have considered a bill to amend the 11th and 13th sections of an act to organize County Courts approved March 15, 1848, and a majority of the Committee instruct me to return the same to the Senate and recommend that it do not pass.

The object of the proposed amendment is to increase the term of office of the Chief Justice and County Commissioners and County Clerks from two to four years and the Committee are of opinion that at the present time no necessity exists for the proposed change. Without expressing an opinion as to the propriety of the change after the termination of the present war, the Committee think that it would be improper now because a majority of our voting population are absent in the army and could have no voice in filling these important offices."

Mr. Maxey from Committee on State Affairs on behalf of that Committee reported a substitute for the joint resolution asking the repeal of all property exemption and property detail laws.

Mr. Charlton, Chairman of Committee on Public Lands, reported the bill granting lands to Texas soldiers in the present war and recommended its passage with the following amendments: "Strike out the 5th Section and all of the 6th Section after the word 'domain'."

Mr. White offered the following: "**Resolved** that while the country is draped in mourning it is a desecration of the Legislative Halls to permit them to be used for the purpose of balls or other amusements and that the Senate Chamber shall not be used for such purposes during this session." Adopted.

Mr. Durant introduced a bill for the relief of the heirs of Thomas Moore. Read 1st and 2nd times and referred to Committee on Private Land Claims.

Mr. Ford introduced a bill to provide for the employment of additional labor in the State Penitentiary. Read 1st and 2nd times and referred to Committee on Penitentiary.

Mr. Mitchell introduced a bill for the relief of Peter Norton. Read 1st and 2nd times and referred to Committee on Private Land Claims.

The bill to regulate continuances in the District Court during the present war being the special order was on mo-

tion of Mr. Harcourt recommitted to the Judiciary Committee.

The resolution reported by the Committee on Public Printing in relation to subscribing for the *State Gazette* with the substitute offered by Mr. Guinn therefore being in order Mr. Parsons moved to lay the substitute on the table, whereupon Mr. Guinn moved to amend so as to lay the resolution proposed by the Committee on the table also. Mr. Parsons then called a division of the question. The question being on laying the substitute on the table Mr. Parsons moved a call of the Senate, which being sustained and the Senate not being full, the bill to amend the 1st section of an act to fix the salaries of Officers and Clerks therein named was announced as being in order. The absent Senators having returned to the Chamber the question was put on laying on the table Mr. Guinn's substitute and carried by the following vote:

Yeas: Messrs. Beasley, Cooley, Charlton, Ford, Harcourt, Hartley, Haskell, Holland, Hord, Lea, Maxey, Mitchell, Moore of Davis, Moore of Bastrop, Montague, Parsons, Wootten, Wilson, and White—19.

Nays: Messrs. Burney, Dickson, Durant, Guinn, Jordan, Jowers, Kinsey, Quayle, Selman, Throckmorton, and Weatherford—11.

Mr. Guinn then withdrew his motion to table the resolution.

Mr. Dickson moved to amend the resolution of the Committee as follows: "Provided the same shall contain the proceedings of the Senate and be paid for in Confederate Treasury notes." Adopted. The resolution was then adopted by the following vote:

Yeas—Messrs. Beasley, Charlton, Cooley, Ford, Harcourt, Hartley, Haskell, Holland, Hord, Lea, Maxey, Mitchell, Moore of Davis, Moore of Bastrop, Montague, Parsons, Wootten, Wilson, and White—19.

Nays—Messrs. Burney, Dickson, Durant, Guinn, Jordan, Jowers, Kinsey, Quayle, Selman, Throckmorton, and Weatherford—11.

The question on the reconsideration of the vote adopting the report of the majority of the Committee on State Affairs recommending that the bill to amend the 1st section of an act fixing the salaries of Officers and Clerks therein named do not pass being the special order the yeas and

nays were called and stood thus:

Yeas—Messrs. Beasley, Burney, Harcourt, Hartley, Haskell, Jordan, Lea, Maxey, Mitchell, Moore of Davis, Moore of Bastrop, Montague, Parsons, Quayle—15.

Nays—Messrs. Charlton, Cooley, Dickson, Durant, Ford, Holland, Hord, Jowers, Kinsey, Selman, Throckmorton, Weatherford, Wootten, Wilson, and White—15.

There being a tie the President votes Yea.

Mr. Parsons moved to lay the report on the table. Mr. Throckmorton moved to amend by laying the bill on the table also. A division being called for the report was laid on the table and the motion to lay the bill on the table was put and lost by the following vote:

Yeas—Messrs. Burney, Charlton, Cooley, Dickson, Durant, Ford, Holland, Jowers, Kinsey, Selman, Throckmorton, Weatherford, Wootten, Wilson and White—15.

Nays—Messrs. Beasley, Guinn, Harcourt, Hartley, Haskell, Hord, Jordan, Lea, Maxey, Mitchell, Moore of Davis, Moore of Bastrop, Montague, Parsons and Quayle—15.

The President votes Nay. Whereupon Mr. Guinn moved to strike out 1,400 dollars and insert 1,200 dollars. Mr. Selman called for a division. The question on striking out was put and carried. Then Mr. Dickson moved to refer the bill to the Committee on Finance. Carried.

A bill for relief of George E. Burney was read 2nd time and ordered to be engrossed. Rule suspended, read 3rd time and passed.

A bill appropriating 500,000 dollars for the benefit of sick and wounded soldiers in the service of the Confederate States with report of Committee on State Affairs recommending amendments was read 2nd time and made special order for Friday next at 11 o'clock A. M.

A bill to prevent Sabbath breaking was read 2nd time and ordered to be engrossed.

A bill for relief of A. J. Vaughn of Lamar County was read 2nd time.

Substitute adopted and ordered to be engrossed.

The Senate then adjourned until 10 o'clock A. M. tomorrow.